

REMARKS

Claims 1-24 are pending in this application. By this Amendment, independent claims 1, 12, 19 and 22 are amended to even further distinguish over the applied references, and claims 2, 3, 5, 6, 13 and 14 are amended to ensure antecedent basis is provided. No new matter is added. Reconsideration of this application in view of the above amendments and the following remarks is respectfully requested.

The Office Action rejects claims 1-11 under 35 U.S.C. §102(e) over Tanaka, U.S. Patent No. 6,999,187. The rejection is respectfully traversed.

Tanaka does not disclose a communication system having a communication storage handling unit that has a handling portion that handles a communication data as a plurality of data segments each having a prescribed data size if the communication data does not satisfy a prescribed condition as a result of judgment by a judging portion, and that handles the communication data as a single data if the communication data satisfies the prescribed condition as the result of judgment by the judging portion, as recited in independent claim 1.

The Office Action cites col. 7, lines 11-27 of Tanaka as allegedly disclosing the claimed handling portion. However, that section of Tanaka merely teaches that a service provider sends information by mailing, fax, and e-mail to a user (see col. 7, lines 14-17). Subsequently, Tanaka teaches that the user converts the received information (see col. 7, lines 18-21). Because the user converts the received information in Tanaka, Tanaka cannot be considered to disclose the claimed handling portion. Further, Tanaka does not disclose handling the information as a plurality of segments or a single piece of information based on satisfaction of a prescribed condition. Therefore, Tanaka does not disclose a communication system having a communication storage handling unit that has a handling portion that handles a communication data as a plurality of data segments each having a prescribed data size if the communication data does not satisfy a prescribed condition as a result of judgment by a

judging portion, and that handles the communication data as a single data if the communication data satisfies the prescribed condition as the result of judgment by the judging portion, as recited in independent claim 1. Therefore, independent claim 1 and dependent claims 2-11 are patentable over Tanaka. Thus, it is respectfully requested that the rejection be withdrawn.

The Office Action rejects claims 10 and 12-24 under 35 U.S.C. §103(a) over Tanaka in view of Thormodson et al. (Thormodson), U.S. Patent Application Publication No. 2004/0075866 A1. The rejection is respectfully traversed.

The combination of Tanaka and Thormodson does not disclose, and would not have rendered obvious, a communication system having a communication unit with a communication-end storage commanding unit that stores description data indicating details of communications performed by the communicating unit in the communication-end storing unit in a state that satisfies a prescribed storage condition, and that does not store the description data in a state that does not satisfy the prescribed storage condition, as recited in independent claim 12 and similarly recited in independent claim 22.

Tanaka discloses that when the use capacity in memory 2 of a user's image forming apparatus is greater than 90%, the information is cleared from the memory and transmitted to the service provider to prevent capacity insufficiency in the memory 2 (see col. 12, lines 30-36). That is, Tanaka does not disclose not storing the information if a prescribed storage condition is not satisfied. Rather, in Tanaka, the information is sent to, and allegedly saved in, the service provider when the information is cleared from the user's image forming apparatus (see col. 12, lines 66 and 67). Thormodson fails to overcome the deficiencies of Tanaka, and is only cited for allegedly disclosing the features of dependent claim 10. Therefore, the combination of Tanaka and Thormodson does not disclose, and would not have rendered obvious, a communication system having a communication unit with a

communication-end storage commanding unit that stores description data indicating details of communications performed by the communicating unit in the communication-end storing unit in a state that satisfies a prescribed storage condition, and that does not store the description data in a state that does not satisfy the prescribed storage condition, as recited in independent claim 12 and similarly recited in independent claim 22.

With respect to independent claim 19, the combination of Tanaka and Thormodson does not disclose, and would not have rendered obvious, a program of handling a communication data as a plurality of data segments each having a prescribed data size if the communication data does not satisfy the prescribed condition as a result of the judgment, and that handles the communication data as a single data if the communication data satisfies the prescribed condition as the result of the judgment, as recited in independent claim 19.

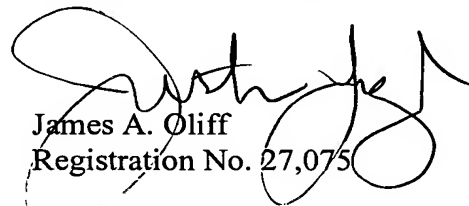
As discussed above, Tanaka merely teaches that a service provider sends information by mailing, fax, and e-mail to a user (see col. 7, lines 14-17). Subsequently, Tanaka teaches that the user converts the received information (see col. 7, lines 18-21). Because the user converts the received information in Tanaka, Tanaka cannot be considered to disclose the claimed program of handling. Further, Tanaka does not disclose handling the information as a plurality of segments or a single piece of information based on satisfaction of a prescribed condition. Thormodson fails to overcome the deficiencies of Tanaka, and is only cited for allegedly disclosing the features of dependent claim 10. Therefore, the combination of Tanaka and Thormodson does not disclose, and would not have rendered obvious, a program of handling a communication data as a plurality of data segments each having a prescribed data size if the communication data does not satisfy the prescribed condition as a result of the judgment, and that handles the communication data as a single data if the communication data satisfies the prescribed condition as the result of the judgment, as recited in independent claim 19.

Therefore, independent claims 12, 19 and 22, and dependent claims 13-18, 20-21, 23 and 24 are patentable over the combination of Tanaka and Thormodson. Further, because claim 10 incorporates the features of independent claim 1, and because Thormodson fails to overcome the deficiencies of Tanaka, claim 10 also is patentable over the applied references for at least these reasons, as well as for the additional features that claim 10 recites. Thus it is respectfully requested that the rejection be withdrawn.

In view of the foregoing, it is respectfully submitted that this application is in condition for allowance. Favorable reconsideration and prompt allowance are earnestly solicited.

Should the Examiner believe that anything further would be desirable in order to place this application in even better condition for allowance, the Examiner is invited to contact the undersigned at the telephone number set forth below.

Respectfully submitted,



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Attachment:
Petition for Extension of Time

Date: December 8, 2008

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